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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,
9 Plaintiff,
10 v.
11 DUSTIN M. LEWIS,
12 Defendant.

2:17-CR-391-APG-VCF
Preliminary Order of Forfeiture

13 This Court finds Dustin M. Lewis pled guilty to Counts One and Two of a Two-
14 Count Superseding Criminal Information charging him in Count One with honest services
15 fraud conspiracy in violation of 18 U.S.C. §§ 1343, 1346, and 1349. Superseding Criminal
16 Information, ECF No. __; Change of Plea, ECF No. __; Plea Agreement, ECF No. __.

17 This Court finds Dustin M. Lewis agreed to the imposition of the in personam
18 criminal forfeiture money judgment of \$704,002 set forth in the Plea Agreement and the
19 Forfeiture Allegation of the Superseding Criminal Information. Superseding Criminal
20 Information, ECF No. __; Change of Plea, ECF No. __; Plea Agreement, ECF No. __.

21 The in personam criminal forfeiture money judgment is any property, real or
22 personal, which constitutes or is derived from proceeds traceable to a violation of 18 U.S.C.
23 § 1343, a specified unlawful activity as defined in 18 U.S.C. §§ 1956(c)(7)(A) and
24 1961(1)(B), or 18 U.S.C. § 1349, conspiracy to commit such offense, and is subject to
25 forfeiture pursuant to 18 U.S.C. § 981(a)(1)(C) with 28 U.S.C. § 2461(c).

26 This Court finds that Dustin M. Lewis shall pay an in personam criminal forfeiture
27 money judgment of \$704,002 to the United States of America, not to be held jointly and
28 severally liable with any codefendants and the collected money judgment amount between

1 the codefendants is not to exceed \$875,000 pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2);
2 18 U.S.C. § 981(a)(1)(C) with 28 U.S.C. § 2461(c); and 21 U.S.C. § 853(p).

3 This Court finds that the United States of America may amend this order at any time
4 to add subsequently located property or substitute property to the forfeiture order pursuant
5 to Fed. R. Crim. P. 32.2(b)(2)(C) and 32.2(e).

6 The in personam criminal forfeiture money judgment complies with *Honeycutt v.*
7 *United States*, 137 S. Ct. 1626 (2017).

8 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that
9 the United States of America recover from Dustin M. Lewis an in personam criminal
10 forfeiture money judgment of \$704,002.

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
12 copies of this Order to all counsel of record and three certified copies to the United States
13 Attorney's Office, Attention Asset Forfeiture Unit.

14 Dated: January 10, 2020.

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17 HONORABLE ANDREW P. GORDON
18 UNITED STATES DISTRICT JUDGE
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